

# STATE OF INDIANA



INDIANA UTILITY REGULATORY COMMISSION  
302 W. WASHINGTON STREET, SUITE E-306  
INDIANAPOLIS, INDIANA 46204-2764

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**FILED**

VERIFIED PETITION OF PSI ENERGY, INC. )  
REQUESTING THE INDIANA UTILITY )  
REGULATORY COMMISSION TO DECLINE )  
ITS JURISDICTION OVER, OR OTHERWISE )  
APPROVE AN ALTERNATIVE REGULATORY )  
PLAN FOR THE OFFERING OF A FIXED BILL )  
PROGRAM RIDER APPLICABLE TO )  
RESIDENTIAL CUSTOMERS PURSUANT )  
TO IND. CODE 8-1-2.5-5 AND 8-1-2.5-6 )

SEP 23 2004

INDIANA UTILITY  
REGULATORY COMMISSION

CAUSE NO. 42721

You are hereby notified that on this date, the Indiana Utility Regulatory Commission has caused the following entry to be made:

On September 16, 2004, PSI Energy, Inc. ("PSI" or "Petitioner") filed its Petition with the Indiana Utility Regulatory Commission. PSI has conferred with the Indiana Office of Utility Consumer Counselor ("OUCC") and they have agreed to the following procedural schedule:

1. **Petitioner's Prefiling Date.** The Petitioner prefiled with the Commission its prepared testimony and exhibits constituting its case-in-chief on September 16, 2004.
2. **Public's and Intervenor's Prefiling Date.** Public and all Intervenor's should prefile with the Commission the prepared testimony and exhibits constituting their respective cases-in-chief on or before November 10, 2004. Copies of same should be served upon all parties of record.
3. **Settlement Hearing.** In the event the parties are able to reach an agreement on some or all of the issues in this Cause, a settlement hearing should be convened on Wednesday, October 20, 2004, at 10:00 a.m. EST, in Room TC-10 of the Indiana Government Center South, Indianapolis, Indiana. At such time the parties should present any agreement they have reached and evidence in support thereof. If the parties are unable to reach an agreement, a final evidentiary hearing should be convened on the date specified below.
4. **Petitioner's Rebuttal Prefiling.** The Petitioner should prefile with the Commission its prepared rebuttal testimony on or before December 3, 2004. Copies of same should be served upon all parties of record.
5. **Evidentiary Hearing on the Parties' Cases-In-Chief.** In the event this Cause is not settled, the cases-in-chief of the Petitioner, Public and any Intervenor's should be presented in an evidentiary hearing to commence at 9:30 a.m. EST on Tuesday, December 14, 2004 in Room

E-306 of the Indiana Government Center South, Indianapolis, Indiana. At such time, the direct evidence of the respective parties should be presented and their respective witnesses examined. Thereafter, Petitioner should present its prefiled rebuttal evidence as well as any additional evidence rebutting evidence adduced on cross-examination of Public's or Intervenors' witnesses.

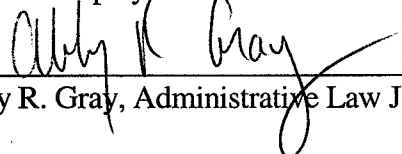
6. **Discovery**. Discovery is available for all parties and should be conducted on an informal basis. Any response or objection to a discovery request should be made within ten (10) calendar days of the receipt of such request. Any objection not made within ten (10) calendar days will be deemed waived. Receipt of discovery on a Friday shall be considered received on the subsequent Monday. Following the submission of rebuttal testimony, discovery shall be responded to within five (5) calendar days.

7. **Prefiling of Workpapers**. When prefiling technical evidence with the Commission, each party should concurrently file copies of the work papers used to produce that evidence. Copies of same should also be provided to any other party requesting such in writing. When submitting workpapers to the Commission, two (2) copies of each document should be filed with the Secretary of the Commission.

8. **Number of Copies/Corrections**. With the exception of work papers, the parties should file with the Commission an original and thirteen (13) copies of all prefiled testimony and exhibits. Any corrections to prefiled testimony should be made in writing as soon as possible after discovery of the need to make such corrections. Although the Commission's rules require that original copies be one-sided, it is the Commission's preference that duplicate copies use both sides of the paper.

**IT IS SO ORDERED.**

  
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Judith G. Ripley, Commissioner

  
\_\_\_\_\_  
Abby R. Gray, Administrative Law Judge

\_\_\_\_\_  
Date